

INFORMATION & CERTIFICATION

To enter into a Voluntary Cleanup Contract with the South Carolina Department of Health and Environmental Control (Department), a Non-Responsible Party (NRP) shall provide the following:

1. A statement certifying what benefit(s) that the purchase and response action will give to the State, the community, and/or the Department. Demonstrate the manner in which the actions of the party will provide the following:
 - Substantially reduce the risk posed by the Site.
 - Compensate the Department for past remediation/removal activity costs.
 - Conduct or pay for necessary future remediation/removal activities.
 - Create or retain jobs.
 - Create conservation or recreation areas.
 - Provide community services (improved public transportation, infrastructure, etc.).
 - Other applicable benefits.
2. A statement certifying that the party is not a responsible party [as defined under CERCLA § 107(a) and S.C. Code Ann. § 44-56-720(8)] at the Site, nor is it a parent, successor or subsidiary of a responsible party at the Site. Also state whether there is a viable responsible party who can perform the necessary response actions at the Site. Please provide a listing of the previous owners and operators of the property. This listing should include addresses and contact persons if available.
3. A statement certifying that continued operation of the facility or new property development, with exercise of due care, will not aggravate or contribute to the existing contamination or interfere with any future response action, nor will it pose health risks to either the community or those persons likely to be present at or near the Site.
4. A statement that ensures the financial viability of the party to meet the obligations in the Contract. This financial viability may be demonstrated by a letter from the NRP's financial institution stating that the NRP is financially able to pay for its obligations.
5. A statement describing the redevelopment plans and intended future use of the property, especially those that could contribute to the release of any contaminant(s).
6. A statement describing the environmental response actions (proposed Scope of Work) based on review of all environmental data pertaining to the property. Copies of all available environmental data pertaining to the property, excluding information contained in the Department's files, shall be provided.
7. A legal description of the property.
8. The name, address and telephone number of the party and its contact person for matters related to this property.

Please send a signed letter containing the above information to Gail Rawls Jeter (803-896-4069) at the following address:

South Carolina Department of Health and Environmental Control
Bureau of Land and Waste Management
2600 Bull Street
Columbia, SC 29201

***The information you provide will act as a Certification of your intentions at the property and all or part of the certification may be incorporated into the Contract when it is executed. Failure to furnish accurate and complete information may nullify any Contract entered into on the basis of your answers. The Voluntary Cleanup Contract becomes null and void if the non-responsible party submits information that is false, incomplete, or inconsistent with the intent of the Contract.